

PROSKAUER ROSE LLP  
 Lloyd B. Chinn (LC-7953)  
 Daniel J. O'Donnell (DO-4630)  
 1585 Broadway  
 New York, New York 10036-8299  
 (212) 969-3000  
 Attorneys for Defendants  
 Banc of America Specialist, Inc.,  
 Bank of America Corporation,  
 Robert Lucey, Frank Smyth, John  
 Conklin and Christopher Quick

UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

-----	X	
ERIC J. BOSAK,	:	
	:	07-Civ.-6162 (MGC)
Plaintiff,	:	
	:	
vs.	:	<b>DEFENDANTS' STATEMENT</b>
	:	<b>PURSUANT TO FRCP 7.1(a)</b>
BANK OF AMERICA SPECIALIST, INC.,	:	
BANK OF AMERICA CORPORATION,	:	<b>ECF CASE</b>
ROBERT LUCY, FRANK SMYTH, JOHN	:	
CONKLIN and CHRISTOPHER QUICK,	:	
	:	
Defendants.	:	
-----	X	

Pursuant to Rule 7.1(a) of the Federal Rules of Civil Procedure and to enable judges and magistrate judges of the Court to evaluate possible disqualification or recusal, the undersigned attorneys of record for defendants Banc of America Specialist, Inc. and Bank of America Corporation, certify that Bank of America Corporation is the parent corporation of Banc of

America Specialist, Inc., and Bank of America Corporation has no parent corporation.

Dated: January 3, 2008

PROSKAUER ROSE LLP  
1585 Broadway  
New York, New York 10036-8299  
(212) 969-3000  
Attorneys for Defendants  
Bank of America Specialist, Inc.  
Bank of America Corporation,  
Robert Lucey, Frank Smyth, John  
Conklin and Christopher Quick

By: s/Daniel O'Donnell  
Lloyd B. Chinn (LC-7953)  
Daniel J. O'Donnell (DO-4630)  
dodonnell@proskauer.com

**CERTIFICATION OF SERVICE**

I hereby certify that on this date I caused to be served by fax and email, Defendants' Statement Pursuant to FRCP 7.1(a) upon attorneys for Plaintiff, Alan L. Sklover, Esq., Sklover & Donath, LLC, Ten Rockefeller Plaza, Suite 816, New York, New York 10020

PROSKAUER ROSE LLP  
1585 Broadway  
New York, New York 10036-8299  
(212) 969-3000  
Attorneys for Defendants  
Bank of America Specialist, Inc.  
Bank Of America Corporation,  
Robert Lucey, Frank Smyth, John  
Conklin and Christopher Quick

By: s/Daniel O'Donnell  
Daniel J. O'Donnell (DO-4630)  
dodonnell@proskauer.com

Dated: January 3, 2008